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Attorneys for Garnishee Developers Surety
and Indemnity Company

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

**KEVIN STRANGE and RACHEL
LARSON-STRANGE**, individuals,

Plaintiffs/Garnishor,

v.

BRIDGE CITY CONSTRUCTION, LLC,
an Oregon limited liability company,

Defendant/Debtor,

and

JUSTIN CHARLES DAWSON, an
individual,

Defendant,

and

**DEVELOPERS SURETY AND
INDEMNITY COMPANY**, a California
insurance company,

Garnishee.

Case No. _____

GARNISHEE DEVELOPERS SURETY AND
INDEMNITY COMPANY'S NOTICE OF
REMOVAL

GARNISHEE DEVELOPERS SURETY AND INDEMNITY COMPANY'S NOTICE OF
REMOVAL - Page 1

299144

SMITH FREED EBERHARD P.C.
111 SW 5th Avenue, Suite 4300
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P: 503.227.2424
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TO THE CLERK OF THE COURT:

PLEASE TAKE NOTICE that, pursuant to 28 USC §§1441 and 1446, Garnishee Developers Surety and Indemnity Company (“Garnishee”) hereby removes this action from the Circuit Court of the State of Oregon for Multnomah County to this Court. Pursuant to 28 U.S.C. § 1441, Garnishee further states as follows:

1. Garnishee is a party in a civil action, namely, a Writ of Garnishment filed in the Circuit Court of the State of Oregon, County of Multnomah, in a case entitled *Kevin Strange et al. v. Bridge City Construction, LLC et al.*, Case No. 17CV44525.

2. This civil action was commenced in state court when Plaintiffs/Garnishors Kevin Strange and Rachel Larson-Strange (“Plaintiffs/Garnishors”) purported to serve a Writ of Garnishment on Garnishee or about May 11, 2018. Pursuant to 28 USC §1446(a), all state court papers served on defendants at the time of removal, consisting of the Writ of Garnishment, is attached as Exhibit 1.

3. This Removal Notice is timely under 28 USC § 1446(b), in that it is being filed within thirty (30) days of the purported service on the Garnishee of the Writ of Garnishment, which is the initial pleading setting forth the claim for relief upon which the action is based.

4. The controversy between Plaintiffs/Garnishors and Garnishee is a controversy between citizens of different states. Plaintiffs/Garnishors are individuals who are, upon information and belief, domiciled in, and thus citizens of, the State of Oregon at the time they purportedly served the Garnishee of the Writ of Garnishment.

5. Garnishee is, and at all times material has been, an insurance company duly organized under the laws of the State of California, having its principal place of business in Irvine, California. It is authorized to transact business and has transacted business in the State of
GARNISHEE DEVELOPERS SURETY AND INDEMNITY COMPANY’S NOTICE OF
REMOVAL - Page 2

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Oregon. Upon information and belief, complete diversity exists between Plaintiffs/Garnishors and Garnishee.

6. This is a civil action over which the Court has original jurisdiction pursuant to 28 U.S.C. § 1332, and the action is removable pursuant to 28 U.S.C. § 1441(b).

7. Plaintiffs/Garnishors assert in the Writ of Garnishment that they seek \$323,702.10 from Garnishee for a judgment entered against Defendant/Debtor Bridge City Construction, LLC, in the above-captioned case.

8. Based on the amount subject to garnishment specified in the Writ of Garnishment in this action, the value of the rights being litigated exceeds, exclusive of interest and costs, the jurisdictional limit of \$75,000 under 28 U.S.C. § 1332(a).

10. Garnishee is concurrently filing this Notice of Removal with the clerk of the Circuit Court for Multnomah County, Oregon, and providing written notice thereof to Plaintiffs/Garnishors, and to Defendant/Debtor in accordance with 28 U.S.C. § 1446(d).

Dated: June 1, 2018.

SMITH FREED & EBERHARD P.C.

By: s/ Chin See Ming
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Attorneys for Garnishee Developers Surety
and Indemnity Company

IN THE CIRCUIT COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF MULTNOMAH

KEVIN STRANGE AND RACHEL
LARSON-STRANGE, individuals,

Claimants,

vs.

BRIDGE CITY CONSTRUCTION, LLC, an
Oregon limited liability company, and
JUSTIN CHARLES DAWSON, an
individual,

Respondents.

NO. 17CV44525

ASP FILE NO. 170202

WRIT OF GARNISHMENT

**TO: Developers Surety and Indemnity Company,
a subsidiary of Insko Insurance Services, Inc.
C/O Corporation Service Company
1127 Broadway Street NE, Suite 310
Salem, OR 97301**

You are now a Garnishee. AS A GARNISHEE, YOU NEED TO KNOW THE
FOLLOWING:

BRIDGE CITY CONSTRUCTION, LLC, (who is called the "Debtor") owes money
to **KEVIN STRANGE AND RACHEL LARSON-STRANGE** (who is called the "Creditor"
or "Creditors"). A judgment was entered against the Debtor for the debt, or the debt otherwise
became subject to garnishment, on **January 11, 2018**. The Debtor's employer identification number
or the final four digits of the Debtor's Social Security number, is: (insert if known).

The amount subject to garnishment is **\$323,702.10**.

This writ garnishes **all** of the following:

- Wages that you owe the Debtor at the time this writ is delivered to you, and all wages that the Debtor earns during the 90-day period following the date on which you receive this writ.
- All property of the Debtor (including money) that is in your possession, control or custody at the time this writ is delivered to you.

WRIT OF GARNISHMENT - 1

1075070

BARKER•MARTIN, P. S.

1500 S.W. FIRST AVE., SUITE 980
PORTLAND, OR 97201
P: (503) 796-9806 • F: (503) 796-9807

1 • All debts that you owe the Debtor at the time this writ is delivered to you, whether or not
 2 payment is due on the debt at the time you receive this writ.

3 YOU MUST ANSWER THIS WRIT BY COMPLETING THE ATTACHED GARNISHEE
 4 RESPONSE WITHIN THE TIME ALLOWED BY LAW, WHETHER OR NOT YOU HOLD ANY
 5 OF THE DEBTOR'S PROPERTY OR OWE ANYTHING TO THE DEBTOR. IF YOU DO NOT
 6 TRUTHFULLY ANSWER THIS WRIT, OR YOU DO NOT DELIVER MONEY OR PROPERTY
 7 WHEN YOU ARE REQUIRED TO DO SO, YOU WILL BE LIABLE TO THE CREDITOR.

8 If you have questions, you should contact an attorney. Court employees cannot give you
 9 legal advice. The Creditor's attorney cannot give you legal advice.

10 A writ of garnishment may be issued only by the court administrator, by the attorney for the
 11 Creditor or by a person who is specifically authorized by law to issue garnishments. This writ is
 12 issued by (check one):

- 13 ☐ The court administrator
 14 ☒ The attorney for the Creditor
 15 ☐ Other authorized issuer:

16 Name and title _____
 17 Statutory authority to issue writ _____

18 This writ is valid only if it has been delivered to you within 60 days after the date of issuance. If the
 19 court administrator is issuing this writ, the date of issuance is the date the court administrator signs
 20 the writ (see "COURT SEAL" below). If this writ is issued by any other person, the date of issuance
 21 is the date on which the issuer signs the certification (see "CERTIFICATION" below).
 22
 23
 24
 25
 26

WRIT OF GARNISHMENT - 2

1075070

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IMPORTANT ADDRESSES

(See Step 2 of Instructions to Garnishee form)

(Court Administrator)

Multnomah County Circuit CourtStreet address: 1021 SW 4th AvenueCity: Portland, County: MultnomahState: OR Zip Code: 97204(Debtor ☐ or ☐ Creditor has no knowledge of Debtor's address)Name: BRIDGE CITYCONSTRUCTION, LLCTelephone No. (if known) UnknownStreet address: 7880 SW 74th Ave.City: PortlandState: OR Zip Code: 97223

(Garnishor; check one)

☐ Creditor: (Must be filled in if court administrator issues writ.)

Name _____

Street address _____

City _____

State _____ Zip Code _____

☒ Attorney for Creditor:Name: James L. GuseStreet address: Barker Martin, P.S.1500 SW First Ave., Suite 980City: PortlandState: Oregon Zip Code: 97201Telephone No.: (503) 796-9806Oregon State Bar No.: 992730☐ Other Authorized issuer of writ:

Name _____

Street address _____

City _____

State _____ Zip Code _____

WRIT OF GARNISHMENT - 3

1075070

BARKER • MARTIN, P. S.

1500 S.W. FIRST AVE., SUITE 980

PORTLAND, OR 97201

P: (503) 796-9806 • F: (503) 796-9807

CERTIFICATION

(The following certification must be signed by the Creditor if this writ is issued by the court administrator. In all other cases, the following certification must be signed by the person issuing the writ.)

I certify that I have read this writ of garnishment and to the best of my knowledge, information and belief, there is good ground to support issuance of the writ, and the amount indicated as subject to garnishment is lawfully subject to collection by this writ.

Dated this 2nd day of May, 2018.

(Signature)

James L. Guse, OSB No. 992730
Barker Martin, P.S.
1500 SW First Avenue, Suite 980
Portland, OR 97201
(503) 796-9806
Attorney for Creditor

COURT SEAL

(To be completed only if this writ is issued by the court administrator. The writ must be stamped by the court administrator. The court administrator has not calculated any amounts on the writ and is not liable for errors made in the writ by the Creditor.)

Issued by the court administrator this ____ day of _____, 2018.

COURT ADMINISTRATOR

By _____

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF MULTNOMAH**

KEVIN STRANGE AND RACHEL
LARSON-STRANGE, individuals,

Claimants,

vs.

BRIDGE CITY CONSTRUCTION, LLC, an
Oregon limited liability company, and
JUSTIN CHARLES DAWSON, an
individual,

Respondents.

NO. 17CV44525

ASP FILE NO. 170202

GARNISHEE RESPONSE FORM

**DEVELOPERS SURETY AND
INDEMNITY COMPANY**

The writ of garnishment was delivered to me on the _____ day of _____, 2018.
The following responses are accurate and complete as of that date.

PART I: DEBTOR'S PROPERTY GENERALLY

(ALL GARNISHEES MUST FILL OUT THIS PORTION OF THE RESPONSE)

Place a check in front of all the following statements that apply. You may need to check more than one statement.

_____ I have discovered that a voluntary or involuntary bankruptcy petition has been filed by or on behalf of the Debtor after the date shown on the face of the writ as the date on which the judgment was entered against the Debtor or after the debt otherwise became subject to garnishment. (You need not complete any other part of this response, but you must sign the response and deliver it in the manner specified in Step 2 of the Instructions to Garnishee form.)

_____ I do not employ the Debtor, I do not have in my possession, control or custody any personal property of the Debtor, and I do not owe any debts or other obligations to the Debtor.

_____ I employ the Debtor. (You must complete Part II of this response.)

_____ I have in my possession, control or custody garnishable money that belongs to the Debtor (other than wages), or I owe a debt or other obligation to the Debtor (other than wages) that

PLEADING - 1

1075103

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PORTLAND, OR 97201
P: (503) 796-9806 • F: (503) 796-9807

1 is due as of the time of this response. I am forwarding this money, or enough of it to satisfy
2 the garnishment, to the Garnishor.

3 I owe a debt or other obligation to the Debtor (other than wages) that was not due as of the
4 time of this response but will become due within 45 days after the writ was delivered to me.
I will forward the money, or enough of it to satisfy the garnishment, to the Garnishor when
the debt or other obligation becomes due.

5 I owe the following debt or other obligation to the Debtor (other than wages) that will not
6 become due within 45 days after the date that the writ was delivered to me. I will not make
7 any payments on the debt or obligation until I receive instructions from the Sheriff or until
30 days have passed from the date on which I deliver this response. (See Instructions to
Garnishee form.) _____

8
9 I have in my possession, control or custody the following personal property (other than
10 money) that belongs to the Debtor. I will hold all of the property for the Garnishor until I
receive instructions from the Sheriff or until 30 days have passed from the date on which I
deliver this response. (See Instructions to Garnishee form.) _____

11
12 I may owe money to or hold property of the Debtor, but I am not sure what or how much it
13 might be. (You must provide an explanation in the following space and you must deliver an
14 amended response when you find out. You must deliver an amended response even if you
find out that you have no property of the Debtor or owe no money to the Debtor.) _____

15 (FINANCIAL INSTITUTIONS ONLY) We hold one or more accounts for the Debtor, of
16 which is not subject to garnishment under ORS 18.619. We are forwarding all other
garnishable amounts, or enough of it to satisfy the garnishment, to the Garnishor.

17
18 The writ of garnishment delivered to me, on its face, does not comply with the Oregon laws
19 governing writs of garnishment, or I cannot determine the identity of the Debtor from the
information in the writ. (You must provide an explanation in the following space.) _____

20 I have received an order to withhold income that applies to the income of the Debtor. The
21 order to withhold income has priority over the writ of garnishment, and compliance with the
22 order will reduce or eliminate the money that I would otherwise deliver under the writ.
23 (Provide details, including the name of the agency serving the order to withhold income, the
date the order was served on you and the amount to be withheld. If you employ the Debtor,
you must still complete Part II of this response.) _____

24
25 I have received notice of a challenge to the garnishment. I will deliver to the court
26 administrator all money that I would otherwise deliver to the Garnishor. (See Step 3 of
Instructions to Garnishee form.)

Other (Explain) _____

PART II: DEBTOR'S EMPLOYER

(GARNISHEES WHO EMPLOY THE DEBTOR MUST FILL OUT
THIS PORTION OF THE RESPONSE)

Place a check in front of all the following statements that apply. You may need to check more than one statement.

NOTE: THE LAW PROHIBITS DISCHARGE OF THE DEBTOR FROM EMPLOYMENT BY REASON OF GARNISHMENT.

I employ the Debtor. The Debtor is paid on a _____ basis (insert "weekly," "monthly" or other pay period). Wages will next be payable to the Debtor on the _____ day of _____, 20____. I will complete a Wage Exemption Calculation form for each payment of wages that is made during the 90-day period immediately following the date that the writ of garnishment was delivered to me. I will also complete a Wage Exemption Calculation form for the payday immediately following the end of the 90-day period. I will forward to the Garnishor on each of these occasions those wages calculated to be subject to garnishment, or enough of those wages to satisfy the garnishment.

I had already received a writ of garnishment from another Garnishor before this writ was delivered to me. Under Oregon law, the previous writ has priority. The previous writ will terminate on the _____ day of _____, 20____.

1 I hereby certify that I have fully and accurately completed this garnishee response.

2 Dated _____, 20____.

3 _____
4 Name of Garnishee (typed or printed)

5 _____
6 Signature

7 _____
Telephone Number

8 _____
Fax Number (if available)

9 _____

10 _____
Address

11

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PLEADING - 4

1075103

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**IN THE CIRCUIT COURT OF THE STATE OF OREGON
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NO. 17CV44525

ASP FILE NO. 170202

INSTRUCTIONS TO GARNISHEE

**DEVELOPERS SURETY AND
INDEMNITY COMPANY**

Except as specifically provided in these instructions, you must complete and deliver the Garnishee Response within seven calendar days after you receive the writ of garnishment. If the writ does not comply with Oregon law, the writ is not effective to garnish any property of the Debtor, but you still must complete and deliver the Garnishee Response. You must complete and deliver the response even though you cannot determine from the writ whether you hold any property or owe any debt to the Debtor. If the seventh calendar day is a Saturday, Sunday or legal holiday, you must deliver your response on or before the next following day that is not a Saturday, Sunday or legal holiday.

The writ is not effective, and you need not make a Garnishee Response, if:

- You do not receive the writ within 60 days after the date of issuance shown on the face of the writ.
- You do not receive an original writ of garnishment or a copy of the writ.

Statutes that may affect your rights and duties under the writ can be found in ORS 18.600 to 18.850.

NOTE: The Garnishor may be the Creditor, the attorney for the Creditor or some other person who is authorized by law to issue the writ of garnishment. See the writ to determine who the Garnishor is.

INSTRUCTIONS TO GARNISHEE- 1

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PORTLAND, OR 97201
P: (503) 796-9806 • F: (503) 796-9807

STEP 1. FILL OUT THE GARNISHEE RESPONSE.

All garnishees who are required to deliver a garnishee response must fill in Part I of the Garnishee Response. Garnishees who employ the Debtor must also fill in Part II of the response. You should keep a copy of the response for your records.

Completing Part I of the Garnishee Response. If you discover before you deliver your response that a bankruptcy petition has been filed by or on behalf of the Debtor, and the bankruptcy petition was filed after a judgment was entered against the Debtor or after the debt otherwise became subject to garnishment (see the date specified in the writ), you must put a check by the appropriate statement in Part I. If a bankruptcy petition has been filed, you should not make any payments to the Garnishor unless the court orders otherwise. You need not complete any other part of the response, but you still must sign the response and deliver it in the manner described in Step 2 of these instructions.

In all other cases you must list in Part I all money and personal property of the Debtor that is in your possession, control or custody at the time of delivery of the writ. You must also list all debts that you owe to the Debtor, whether or not those debts are currently due (e.g., money loaned to you by the Debtor that is to be repaid at a later time).

If you are the employer of the Debtor at the time the writ is delivered to you, you must put a check by the appropriate statement in Part I. In addition, you must complete Part II of the response.

If you believe that you may hold property of the Debtor or that you owe a debt to the Debtor, but you are not sure, you must put a check by the appropriate statement and provide an explanation. When you find out what property you hold that belongs to the Debtor, or you find out whether you owe money to the Debtor and how much, you must prepare and deliver an amended response. You must do this even if you find out that you have no property of the Debtor or that you do not owe anything to the Debtor.

If you determine that the writ, on its face, does not comply with Oregon laws governing writs of garnishment, or if you are unable to determine the identity of the Debtor from the information in the writ, then the writ is not effective to garnish any property of the Debtor. You must put a check by the appropriate statement in Part I and provide an explanation. You still must complete the response and deliver the response in the manner described in Step 2 of these instructions.

If you have received an order to withhold income that applies to the income of the Debtor and that order has priority over the garnishment, and if compliance with the order will reduce or eliminate the money or property that you would otherwise deliver under the garnishment, you must put a check by the appropriate statement in Part I. You still must fill out the remainder of the response and deliver the response in the manner described in Step 2 of these instructions. If you employ the Debtor, you still must complete Part II of the response.

If you receive notice of a challenge to the garnishment before you send your response, you must complete and deliver your response as otherwise required by these instructions. However, see Step 3 of these instructions regarding payment of money or delivery of property after receipt of notice of a challenge to the garnishment.

If you owe a debt to the Debtor and the Debtor owes a debt to the holder of an underlying lien on your property, you may be able to offset the amount payable to the underlying lienholder. See ORS 18.620. You must note that you have made the offset in Part I of the response (under "Other") and specify the amount that was offset.

Completing Part II of the Garnishee Response (employers only). You must fill in Part II of the response if you employ the Debtor on the date the writ of garnishment is delivered to you, or if you previously employed the Debtor and still owe wages to the Debtor on the date the writ is delivered to you.

Wages affected. Except as provided below, the writ garnishes all wages that you owe to the Debtor for work performed before the date you received the writ, even though the wages will not be paid until a later date. The writ also garnishes all wages that are attributable to services performed during the 90-day period following the date you received the writ, even though you would not pay the Debtor for all or part of those

services until after the end of the 90-day period. Wages subject to garnishment under the writ include all amounts paid by you as an employer, whether on an hourly, weekly or monthly basis, and include commission payments and bonuses.

Example 1: Debtor A is employed by you and is paid a monthly salary on the first day of each month. You receive a writ of garnishment on July 17. The writ garnishes all wages that you owe to Debtor A for work performed on or before July 17. If Debtor A was paid on July 1 for services performed in the month of June, the writ garnishes Debtor A's salary for the period beginning July 1 and ending October 15 (90 days after receipt of the writ).

The writ does not garnish any wages you owe to a Debtor for a specific pay period if:

(a) The writ is delivered to you within two business days before the Debtor's normal payday for the pay period;

(b) When the writ is delivered to you, the Debtor's wages are paid by direct deposit to a financial institution, or you use an independent contractor as payroll administrator for your payroll; and

(c) Before the writ was delivered to you, you issued instructions to the financial institution or the payroll administrator to pay the Debtor for the pay period. If any wages are not garnishable by reason of the issuance of instructions to a financial institution or a payroll administrator as described above, you must so note in the Garnishee Response. Thereafter, you must pay to the Garnishor all wages that are subject to garnishment that are attributable to services performed by the Debtor during the 90-day period following the date you received the writ.

Calculation of wages subject to garnishment. A Wage Exemption Calculation form is attached to the writ of garnishment. You must use this form to calculate the amount of the Debtor's wages that is subject to garnishment. You should read the instructions printed on the Wage Exemption Calculation form to determine the normal wage exemption and the minimum wage exemption for each payment you make under the writ.

A Wage Exemption Calculation form must be sent with the first payment you make under the writ. For the 90-day period during which the writ is effective, you must also fill out and return a Wage Exemption Calculation form with a subsequent payment any time the initial calculation changes. Finally, you must fill out and return a Wage Exemption Calculation form with the final payment that you make under the writ.

Payment of amount subject to garnishment. Payments under the writ must be made at the following times, unless the amount owing on the judgment or other debt is fully paid before the final payment is made or the writ is released:

(a) You must make a payment to the Garnishor of all wages subject to garnishment at the time you next pay wages to the Debtor. Complete the wage exemption computation, using the Wage Exemption Calculation form, to determine the portion of the Debtor's wages that is subject to garnishment. Be sure to adjust the minimum exemption amount for any payment that covers less than a full pay period. You must include a copy of the Wage Exemption Calculation form with this first payment.

Example 2: Using the facts given in Example 1, when you next make any payment of wages to Debtor A after you receive the writ on July 17, you must complete the Wage Exemption Calculation form and send the form to the Garnishor along with all amounts determined to be subject to garnishment that are attributable to the period covered by the payment. If you pay Debtor A on August 1, the payment will be for all wages attributable to the period beginning July 1 and ending July 31.

(b) Unless the writ of garnishment is satisfied or released, during the 90-day period following the date you received the writ, you must pay to the Garnishor all wages that are determined to be subject to garnishment whenever you issue a paycheck to the Debtor. If the Debtor is paid on a weekly basis, you must make payment under the writ on a weekly basis. If the Debtor is paid on a monthly basis, you must make payment under the writ on a monthly basis. If the amount paid to the Debtor varies from paycheck to paycheck, or changes at any time from the amount being paid at the time the writ was delivered to you, you must perform a new wage exemption computation to determine the amount of wages subject to garnishment

under the writ. You must send a copy of the new Wage Exemption Calculation form with your payment to the Garnishor.

Example 3: Using the facts given above, as you make each subsequent payment of wages to Debtor A you must make a payment of that portion of the Debtor's wages that are subject to garnishment. If you continue to pay Debtor A on the first of each month, payments must be made on September 1 and October 1.

(c) Upon the expiration of the 90-day period, you must make a final payment to the Garnishor for all wages that were owing to the Debtor for the work performed by the Debtor through the 90th day following your receipt of the writ. This payment may be made at the time of the Debtor's next paycheck. You will need to complete another Wage Exemption Calculation form to determine the amount of the wages subject to garnishment.

Example 4: Using the facts given above, you must make a final payment for the wages owing to Debtor A for the period beginning October 1 and ending October 15. You may make this payment at the time you issue Debtor A's paycheck on November 1, but you must make the payment at any time you issue a paycheck to Debtor A after October 15. Be sure that in completing the wage exemption computation for the final payment you adjust the minimum exemption amount to take into account the fact that the period covered is only 15 days of the full month (see instructions on Wage Exemption Calculation form).

Processing Fee: You may collect a \$2 processing fee for each week of wages, or fraction of a week of wages, for which a payment is made under the writ. The fee must be collected after you make the last payment under the writ. The fee must be withheld from the wages of the debtor, and is in addition to the amounts withheld for payment to the garnishor under the writ or under any other writ you have received.

If you receive more than one writ of garnishment. If you receive a second writ of garnishment for the same Debtor from another Garnishor, the first writ will have priority for wages. The priority of the first writ lasts for the 90-day period following delivery of that writ to you, or until the first writ is paid in full, whichever comes first. In your response to the second writ, you must put a check by the appropriate statement in Part II and indicate the date on which the first writ will expire (90 days after the date you received the writ). You should make no payments under the second writ until expiration of the first writ. The expiration date of the second writ is 90 days after the date you received the second writ; the expiration date is not affected by any delay in payment attributable to the priority of the first writ.

STEP 2. DELIVER THE GARNISHEE RESPONSE.

You must deliver your Garnishee Response and copies of the response in the manner provided in this step. The response and copies may be mailed or delivered personally.

You must complete and deliver the Garnishee Response within seven calendar days after you receive the writ of garnishment. If the seventh calendar day is a Saturday, Sunday or legal holiday, you must deliver your response on or before the next following day that is not a Saturday, Sunday or legal holiday.

If you are required to hold any property under the writ or make any payment under the writ, either at the time of making your response or later, you must:

- (a) Send the original of your Garnishee Response to the Garnishor at the address indicated on the writ under Important Addresses.
- (b) Send a copy of your Garnishee Response to the court administrator at the address indicated on the writ under Important Addresses.
- (c) Send a copy of your Garnishee Response to the Debtor if an address is indicated on the writ under Important Addresses.

If you are not required to hold any property under the writ or make any payment under the writ, either at the time of making your response or later, you must:

(a) Send the original of your Garnishee Response to the Garnishor at the address indicated on the writ under Important Addresses.

(b) Send a copy of your Garnishee Response to the Debtor if an address is indicated on the writ under Important Addresses.

STEP 3. DELIVER THE FUNDS OR OTHER PROPERTY.

As long as the writ is in effect, you may be liable to the Creditor if you pay any debt or turn over any property to the Debtor except as specifically allowed by law. If you have any money or property of the Debtor in your possession, control or custody at the time of delivery of the writ, or owe any debt to the Debtor, you must pay the money or hold the property as required by this step. Exceptions to this requirement are listed below.

IF YOU ARE HOLDING MONEY FOR THE DEBTOR OR OWE A DEBT THAT IS CURRENTLY DUE, you must pay the money to the Garnishor with your response. You must send your payment to the Garnishor at the address indicated on the writ under Important Addresses. Make your check payable to the Garnishor.

IF YOU OWE A DEBT TO THE DEBTOR THAT WILL BECOME DUE WITHIN 45 DAYS AFTER THE DATE YOU RECEIVED THE WRIT, you must send your payment directly to the Garnishor at the address provided in the writ when the debt becomes due. Make your check payable to the Garnishor.

IF YOU ARE HOLDING PROPERTY THAT BELONGS TO THE DEBTOR, OR OWE A DEBT TO THE DEBTOR THAT WILL NOT BECOME DUE WITHIN 45 DAYS AFTER THE DATE YOU RECEIVED THE WRIT, you must keep the property or debt in your possession, control or custody until you receive written notice from the Sheriff. The Sheriff's notice will tell you what to do with the property or debt. If you have followed all of the instructions in the writ and you receive no notice from the Sheriff within 30 days after the date on which you delivered your Garnishee Response, you may treat the writ as being of no further force or effect.

EXCEPTIONS:

1. Challenge to garnishment or specific directions from court. If you are making any payments under the garnishment and before making a payment you receive notice of a challenge to the garnishment from the court, or receive a specific direction from the court to make payments to the court, you must send or deliver the payment directly to the court administrator. If the money is currently due when you receive the notice, send the payment promptly to the court. If the payment is for a debt that is payable within 45 days after you receive the writ, make the payment to the court promptly when it becomes due. If you make payment by check, make the check payable to the State of Oregon. Because you may be liable for any payment that does not reach the court, it is better not to send cash by mail.

A challenge to the garnishment does not affect your duty to follow the instructions you receive from the Sheriff for property that belongs to the Debtor and debts that you owe to the Debtor that do not become due within 45 days.

2. Previous writ of garnishment. If you receive a second writ of garnishment for the same Debtor from another Garnishor, the first writ will have priority and you need not make payments or deliver property under the second writ to the extent that compliance with the first writ will reduce or eliminate the payment of money or delivery of property that you would otherwise make under the garnishment. You must still deliver a Garnishee Response to the second writ, and must commence payment under the second writ as soon as the first writ is satisfied or expires.

1 3. Offset for payment of underlying lien. If you owe a debt to the Debtor and the Debtor owes a
 2 debt to the holder of an underlying lien on your property, you may be able to offset the amount payable to the
 underlying lienholder. See ORS 18.620.

3 4. Subsequent events:

4 (a) Bankruptcy. If you make your response and then discover that a voluntary or involuntary
 5 bankruptcy petition has been filed by or on behalf of the Debtor after the judgment was entered against the
 6 Debtor or after the debt otherwise became subject to garnishment (see date in writ), you may not make any
 further payments or delivery of property under the writ unless the court orders otherwise. If you have not
 delivered all property that is subject to garnishment under this writ when you discover that a bankruptcy
 petition has been filed, you must mail the following notice to the Garnishor and to the Debtor.

7 (b) Order to withhold income. If you make your response and then receive an order to withhold
 8 income that has priority over the writ, you may make payments or deliver property under the writ only after
 payment of the amounts required under the order to withhold income. If you have not delivered all property
 that is subject to garnishment under this writ when you receive an order to withhold income that has priority,
 you must mail the following notice to the Garnishor and to the Debtor.

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF MULTNOMAH**

KEVIN STRANGE AND RACHEL
LARSON-STRANGE, individuals,

Claimants,

vs.

BRIDGE CITY CONSTRUCTION, LLC, an
Oregon limited liability company, and
JUSTIN CHARLES DAWSON, an
individual,

Respondents.

NO. 17CV44525

ASP FILE NO. 170202

**WAGE EXEMPTION
CALCULATION FORM**

(To be filled out by employers only)

WAGE EXEMPTION CALCULATION

1. Debtor's gross wages for period covered
by this payment \$ _____
2. Total amount required to be withheld by
law for amount in Line 1 (Federal and state
withholding, Social Security, etc.) \$ _____
3. Debtor's disposable wages
(Subtract Line 2 from Line 1)..... \$ _____
4. Normal exemption (Enter 75 percent
of Line 3) \$ _____
5. Minimum exemption (check one)
☐ \$218 (payment of wages weekly)
☐ \$435 (payment of wages every two weeks)
☐ \$468 (payment of wages half-monthly)
☐ \$936 (payment of wages monthly)
☐ \$ _____ (Any other period longer than one week, including partial payments for
less than full pay period) (Multiply \$218 by number of weeks or fraction of a week)
6. Wages exempt from garnishment
(Line 4 or 5, whichever is greater) \$ _____
7. Nonexempt wages
(Subtract Line 6 from Line 3)..... \$ _____
8. Amount withheld for this pay period pursuant to a support order

WAGE EXEMPTION CALCULATION FORM - 1

1075068

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PORTLAND, OR 97201
P: (503) 796-9806 • F: (503) 796-9807

- 1 under support withholding process or under
 2 another writ with priority \$ _____
 3 9. Wages subject to garnishment
 4 (Subtract Line 8 from Line 7)..... \$ _____

INSTRUCTIONS FOR WAGE EXEMPTION CALCULATION FORM

5 If you employ the Debtor named in the writ of garnishment, you must fill out and return this Wage
 6 Exemption Calculation form. A Wage Exemption Calculation form must be sent with the first
 7 payment you make under the writ. For the 90-day period during which the writ is effective, you must
 8 also fill out and return a Wage Exemption Calculation form with a subsequent payment any time the
 9 initial calculation changes. Finally, you must fill out and return a Wage Exemption Calculation form
 10 with the final payment that you make under the writ.

11 **Normal wage exemption.** The wage exemption calculation is based on the amount of the
 12 payment you make under the writ of garnishment. The normal wage exemption in Line 4 is 75
 13 percent of the employee's disposable wages in Line 3.

14 **Minimum wage exemption.** The minimum exemption in Line 5 is also based on the amount of
 15 the payment you are making. The minimum exemption is designed to ensure that an employee
 16 receives at least a certain minimum amount in any one-week period. If the payment is for a one-week
 17 period (without regard to whether the period is a calendar week or any other seven-day period), the
 18 minimum exemption is \$218. The minimum exemption is \$435 if the payment is for a two-week
 19 period. If the payment is for one-half of one month (i.e., the Debtor is paid twice each month), the
 20 minimum exemption is \$468. The minimum exemption for a monthly payment is \$936.

21 If the payment you are making is based on some period of time other than one week, two weeks, half
 22 month or month, and the payment is for more than one week, you must calculate the minimum
 23 exemption by multiplying \$218 by the number of weeks covered by the paycheck, including any
 24 fraction of a week. You should round the amount calculated to the nearest dollar.

*Example 1: You pay Debtor A every 10 days. Each 10-day period is equal to 1.429 weeks (10
 divided by 7). The minimum exemption is \$312 (\$218 x 1.429 rounded to the nearest dollar).*

You must use this same calculation for computing the minimum exemption when making a
 payment for less than a full pay period (e.g., for the final payment at the end of the 90-day period
 covered by the writ).

*Example 2: You pay Debtor A on a monthly basis. You are required to make a final payment
 under a writ of garnishment for the wages owing to Debtor A for the period beginning
 October 1 and ending October 15. This period is equal to 2.143 weeks (15 divided by 7). The
 minimum exemption is \$468 (\$218 x 2.143 rounded to the nearest dollar).*

The amount of time actually worked by the Debtor during the period covered by the
 paycheck does not affect the calculation of the minimum exemption.

*Example 3: You pay Debtor A on a weekly basis. Debtor A works two days per week. The
 minimum exemption is \$218 for each weekly payment you make for Debtor A.*

If the payment you are making is based on a period of time less than one week, the minimum
 wage exemption may not exceed \$218 for any one-week period.

If you receive more than one writ of garnishment for the same debtor, the writs have priority
 based on the date on which you receive them. If the full amount of wages subject to garnishment for
 a given pay period is paid on the first writ, you should not make any payment on subsequently
 received writs until the first writ expires. In some cases, it may be necessary to make payments on
 two or more writs for the same pay period.

WAGE EXEMPTION CALCULATION FORM - 2

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1 *Example 4. You have received two writs of garnishment for Debtor A. You pay Debtor A on a*
2 *monthly basis. The first writ expires on October 16. The second writ will not expire until*
3 *November 15. You will need to prepare two wage exemption calculation forms for Debtor*
4 *A's October wages and make payments under both writs. The wage exemption calculation*
5 *form for the first writ will be for the wages attributable to October 1 to October 15 as*
6 *described in Example 2. The wage exemption calculation form for the second writ will be for*
7 *all wages for the month of October, but the amounts withheld under the first writ must be*
8 *subtracted on Line 8 to determine the October wages subject to garnishment under the*
9 *second writ.*

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
IN AND FOR THE COUNTY OF MULTNOMAH**

KEVIN STRANGE AND RACHEL
LARSON-STRANGE, individuals,

Claimants,

vs.

BRIDGE CITY CONSTRUCTION, LLC, an
Oregon limited liability company, and
JUSTIN CHARLES DAWSON, an
individual,

Respondents.

NO. 17CV44525

ASP FILE NO. 170202

**SUPPLEMENTAL GARNISHEE
RESPONSE**

**DEVELOPERS SURETY AND
INDEMNITY COMPANY**

TO: The Garnishor and the Debtor

RE: Writ of garnishment received _____, 20____ (date), in the case of KEVIN STRANGE AND RACHEL LARSON-STRANGE (Plaintiff) vs. BRIDGE CITY CONSTRUCTION, LLC and JUSTIN CHARLES DAWSON (Defendants), Circuit Court of Multnomah County, Oregon, Case No. 17CV44525.

The undersigned Garnishee furnished a Garnishee Response to this writ of garnishment on _____, 20____ (date). Since that time (check appropriate statement):

____ I have discovered that a voluntary or involuntary bankruptcy petition has been filed by or on behalf of the Debtor after the judgment was entered against the Debtor or after the debt otherwise became subject to garnishment.

____ I have received an order to withhold income of the Debtor by reason of a support obligation. Under ORS 25.375, the order to withhold income has priority over any other legal process under Oregon law against the same income. The withholding of income pursuant to the order to withhold income might reduce or eliminate subsequent payments under the garnishment. (Provide details, including the name of the agency serving the order to withhold, the date the order was served on you and the amounts to be withheld.)

SUPPLEMENTAL GARNISHEE RESPONSE- 1

1075250

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1 Dated _____, 20____

2 _____
3 Name of Garnishee

4 _____
Signature

5 _____
Address

6 **SPECIAL INSTRUCTIONS FOR BANKS**
7 **AND OTHER FINANCIAL INSTITUTIONS**

8 Unless a Notice of Right to Garnish Federal Benefits from the United States
9 Government or from a state child support enforcement agency is attached to or included in
10 the garnishment, you must conduct a garnishment account review for each account that you
11 hold for the debtor. If a Notice of Right to Garnish Federal Benefits from the United States
Government or from a state child support enforcement agency is attached to or included in
the garnishment, you should not conduct a garnishment account review, and should
proceed upon the garnishment in a normal manner.

12 If you hold an account for the debtor, and any of the payments listed below has
13 been deposited in the account by direct deposit or electronic payment during the lookback
14 period described in ORS 18.619 (2) (the period that begins on the date preceding the date
of your garnishment account review and that ends on the corresponding date of the month
two months earlier, or on the last day of the month two months earlier if the corresponding
15 date does not exist), an amount equal to the lesser of the sum of those payments or the total
balance in the debtor's account is not subject to garnishment, and you may not deliver that
16 amount to the garnishor:

- 17 (a) Federal benefit payments as defined in ORS 18.600 (payments from the
18 United States Social Security Administration, the United States Department
of Veteran Affairs, the United States Office of Personnel Management or
19 the Railroad Retirement Board);
- 20 (b) Payments from a public or private retirement plan as defined in
ORS 18.358;
- 21 (c) Public assistance payments from the State of Oregon or an agency of the
State of Oregon;
- 22 (d) Unemployment compensation payments from the State of Oregon or an
agency of the State of Oregon;
- 23 (e) Black lung benefits payments from the United States Department of Labor;
and
- 24 (f) Workers' compensation payments from a workers' compensation carrier.

25 If the Garnishor fails to pay the search fee required by ORS 18.790 and you do not
26 employ the Debtor, you are not required to deliver a Garnishee Response and you may deal
with any property of the Debtor as though the garnishment had not been issued.

SUPPLEMENTAL GARNISHEE RESPONSE- 2

1075250

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1 If the Debtor owes a debt to you that was due at the time you received the writ of
2 garnishment, you may be able to offset the amount of that debt. See ORS 18.795. You
3 must note that you have made the offset in Part I of the Garnishee Response (under
4 "Other") and specify the amount that was offset.

5 Before making a payment under the writ, you may first deduct any processing fee
6 that you are allowed under ORS 18.790. If you are required to conduct a garnishment
7 account review, you may not charge or collect a processing fee against any amount that is
8 not subject to garnishment, and may not charge or collect a garnishment processing fee
9 against any amounts in the account after the date that you conduct the review.

10 You need not deliver any property contained in a safe deposit box unless the
11 Garnishor pays you in advance for the costs that will be incurred in gaining entry to the
12 box. See ORS 18.792.

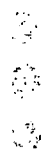
13 If you are required to conduct a garnishment account review and you determine
14 from the review that one or more of the payments listed in ORS 18.619 (3) have been
15 deposited into the debtor's account by direct deposit or electronic payment during the
16 lookback period described in ORS 18.619 (2), and that there is a positive balance in the
17 account, you must issue a notice to the account holder in substantially the form set forth in
18 section 10 of this 2011 Act. The notice must be issued directly to the account holder or to a
19 fiduciary who administers the account and receives communications on behalf of the
20 account holder. The notice must be sent separately to the account holder and may not be
21 included with other materials being provided to the account holder that do not relate to the
22 garnishment. You must send the notice to the account holder within three business days
23 after you complete the garnishment account review. You may issue one notice with
24 information related to multiple accounts of a single account holder.
25
26

CERTIFIED MAIL



7015 1520 0000 7417 1870

US POSTAGE
\$07.83⁰
First-Class
Mailed From 97204
09/02/2018
032A 0061817719



BARKER • MARTIN, P. S.

ATTORNEYS
1500 SW First Avenue, Suite 980
Portland, OR 97201
(503) 796-9806

Developers Surety and Indemnity Company,
a subsidiary of Insko Insurance Services, Inc.
C/O Corporation Service Company
1127 Broadway Street NE, Suite 310
Salem, OR 97301

CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below, I caused to be served a true and correct copy of the foregoing GARNISHEE DEVELOPERS SURETY AND INDEMNITY COMPANY'S NOTICE OF REMOVAL, via electronic transmission through the Court's CM/ECF system, on:

James L. Guse, OSB # 992730
Email: jguse@barkermartin.com
BARKER MARTIN PS
1500 SW First Ave Ste 980
Portland OR 97201
Telephone: (503) 796-9806 x157
Facsimile: (503) 796-9807

Attorney for Plaintiffs/Garnishors

and via First Class U.S Mail, postage prepaid on

Bridge City Construction LLC
7880 SW 74th Avenue
Portland, OR 97223

Defendant/Debtor

DATED: June 1, 2018.

SMITH FREED & EBERHARD P.C.

By: s/ Chin See Ming
Jack Levy, OSB #933420
E-mail: jlevy@smithfreed.com
Chin See Ming, OSB #944945
E-mail: cming@smithfreed.com
Telephone: (503) 227-2424

Attorneys for Garnishee Developers Surety
and Indemnity Company

JS 44 (Rev. 06/17)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

KEVIN STRANGE and RACHEL LARSON-STRANGE

(b) County of Residence of First Listed Plaintiff Multnomah
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
James L. Guse, OSB 992730 Barker Martin PS
1500 SW First Avenue Ste 980
Portland, OR 97201 503-796-9806

DEFENDANTS

DEVELOPERS SURETY AND INDEMNITY COMPANY

County of Residence of First Listed Defendant
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

Chin See Ming OSB 944945
Smith Freed & Eberhard, PC
111 SW 5th Avenue Suite 4300
Portland, OR 97204

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | | | | | |
|---|---------------------------------------|----------------------------|---|----------------------------|---------------------------------------|
| | PTF | DEF | | PTF | DEF |
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input checked="" type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding ☒ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

14 USC Section 1332(a)(1)

Brief description of cause:

Garnishment Proceeding

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$
323,702.10

CHECK YES only if demanded in complaint:
JURY DEMAND: ☐ Yes ☒ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

06/01/2018

SIGNATURE OF ATTORNEY OF RECORD

S/ Chin See Ming

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE